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**BEFORE THE ARIZONA REGULATORY BOARD
OF PHYSICIAN ASSISTANTS**

In the Matter of

DAVID R. CARDOSI, P.A.

Holder of License No. **4212**
For the Performance of Health Care Tasks
In the State of Arizona.

Case No. PA-12-0093A

**INTERIM ORDER FOR PRACTICE
RESTRICTION AND CONSENT TO THE
SAME**

INTERIM CONSENT AGREEMENT

David R. Cardosi, P.A. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this Interim Order for Practice Restriction; admits the jurisdiction of the Arizona Regulatory Board of Physician Assistants ("Board"); and consents to the entry of this Order by the Board.

FINDINGS OF FACT

1. The Board is the duly constituted authority for the regulation and control of the performance of health care tasks in the State of Arizona.

2. Respondent is the holder of License No. 4212 for the performance of health care tasks in the State of Arizona.

3. On December 16, 2008, Respondent entered into a Stipulated Rehabilitation Agreement (SRA) with the Board for participation in the Board's Physician Health Program, a confidential program for the treatment and rehabilitation of physician assistants who are impaired by alcohol or drug abuse.

4. On December 10, 2012, Respondent contacted the Physician Health Program to advise them that he had relapsed. According to the terms of his SRA, "In the event of chemical dependency relapse or use of drugs or alcohol by PA in violation of this SRA, P.A. shall promptly enter into an Interim Consent Agreement for Practice Restriction

1 that requires, among other things, that PA not perform health care tasks until such time as
2 PA successfully completes a long-term inpatient or residential treatment program for
3 chemical dependency designated by Board Staff and obtains the affirmative approval
4 from the Board or the Executive Director to return to the performance of health care
5 tasks."

6 5. The Executive Director has determined that a consent agreement is needed
7 to mitigate imminent danger to the public health and safety. Investigative staff and the
8 Board's medical consultant have reviewed the case and concur that a consent agreement
9 is appropriate.

10 CONCLUSIONS OF LAW

11 1. The Board possesses jurisdiction over the subject matter hereof and over
12 Respondent.

13 2. The Executive Director has authority to enter into this consent agreement to
14 restrict Respondent's practice based upon evidence that he is unable to safely engage in
15 the performance of healthcare tasks pursuant to A.R.S. § 32-2505(C)(23).

16 INTERIM ORDER

17 IT IS HEREBY ORDERED THAT:

18 1. Respondent's practice is restricted in that he shall not perform health care
19 tasks in the State of Arizona and is prohibited from prescribing any form of treatment
20 including prescription medications until Respondent applies to the Board and receives
21 permission to do so. The Board may require any combination of staff approved
22 assessments, evaluations, treatments, examinations or interviews it finds necessary to
23 assist in determining whether Respondent is able to safely resume such practice.

24 2. Respondent may be assessed the costs of the contractor's fees for
25 monitoring.

1 3. The Board retains jurisdiction and may initiate a separate disciplinary action
2 based on the facts and circumstances that form the basis for this practice restriction or
3 any violation of this Consent Agreement.

4
5 DATED this 12th day of DECEMBER, 2012.

6 ARIZONA MEDICAL BOARD

7 By 

8 Lisa S. Wynn, Executive Director
9

10 **CONSENT TO ENTRY OF INTERIM ORDER**
11

12 1. Respondent has read and understands this Interim Order for Practice
13 Restriction and Consent to the Same and the stipulated Findings of Fact, Conclusions of
14 Law and Order ("Interim Order"). Respondent acknowledges he has the right to consult
15 with legal counsel regarding this matter.

16 2. Respondent acknowledges and agrees that this Interim Order is entered
17 into freely and voluntarily and that no promise was made or coercion used to induce such
18 entry.

19 3. By consenting to this Interim Order, Respondent voluntarily relinquishes any
20 rights to a hearing or judicial review in state or federal court on the matters alleged, or to
21 challenge this Interim Order in its entirety as issued, and waives any other cause of action
22 related thereto or arising from said Interim Order.

23 4. The Interim Order is not effective until approved and signed by the
24 Executive Director.
25

1 5. All admissions made by Respondent are solely for final disposition of this
2 matter and any subsequent related administrative proceedings or civil litigation involving
3 the Board and Respondent. Therefore, said admissions by Respondent are not intended
4 or made for any other use, such as in the context of another state or federal government
5 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or
6 any other state or federal court.

7 6. Upon signing this Interim Order, and returning this document (or a copy
8 thereof) to the Board's Executive Director, Respondent may not revoke the consent to the
9 entry of the Interim Order. Respondent may not make any modifications to the document.
10 Any modifications to this original document are ineffective and void unless mutually
11 approved by the parties.

12 7. This Interim Order is a public record that will be publicly disseminated as a
13 formal action of the Board and will be reported to the National Practitioner's Data Bank
14 and on the Board's web site.

15 8. If any part of the Interim Order is later declared void or otherwise
16 unenforceable, the remainder of the Interim Order in its entirety shall remain in force and
17 effect.

18 9. Any violation of this Interim Order constitutes unprofessional conduct and
19 may result in disciplinary action. A.R.S. § § 32-2501(18)(k) ("[v]iolation of a formal order,
20 probation or stipulation issued by the board.") and 32-2551.

21 
22 _____
23 David R. Cardosi, P.A.

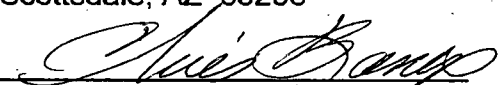
DATED: 12/17/12

24 EXECUTED COPY of the foregoing mailed
25 this 18 day of 12, 2012 to:

1 David R. Cardosi, P.A.
2 Address of Record

3 ORIGINAL of the foregoing filed
4 this 20th day of December 2012 with:

5 Arizona Regulatory Board of Physician Assistants
6 9545 E. Doubletree Ranch Road
7 Scottsdale, AZ 85258

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Arizona Regulatory Board of Physician Assistants Staff